

COMMONWEALTH OF MASSACHUSETTS

SUFFOLK, SS.

BOSTON REDEVELOPMENT AUTHORITY

ORDER OF TAKING

WHEREAS, the Boston Redevelopment Authority, in accordance with G.L. c. 121B and its predecessor statute G.L. c. 121, adopted and filed in the Suffolk County Registry of Deeds, Book 8056, page 295, an ORDER OF TAKING dated June 30, 1966, concerning and describing the SOUTH END URBAN RENEWAL AREA, all of the findings, determinations and descriptions set forth therein being incorporated herein by reference and made a part hereof; and

WHEREAS, the Boston Redevelopment Authority has deposited with the Mayor of the City of Boston security to his satisfaction for the payment of such damages as may be awarded in accordance with law to the owner or owners of said area, as required by G.L. c. 79, §40.

NOW THEREFORE BE IT ORDERED that the Boston Redevelopment Authority, acting under the provisions of said c. 121B, and all other authority thereunto enabling and pursuant to the applicable provisions of said c. 79, and of any and every power and authority to it, granted or implied, hereby takes for itself in fee simple by eminent domain, for the purposes hereinbefore set forth or referred to, the area or areas located in the City of Boston as hereinafter described in ANNEX A, together with any and all easements and rights appurtenant hereto, including the trees, buildings and other structures standing upon or affixed thereto, and including the fee, if any, in all public streets, highways and public ways in said area or areas or contiguous and adjacent to the property taken hereby, provided such

fee is a part of said property, except any and all easements of travel in and to any and all public streets, highways and public ways in said area or areas or contiguous and adjacent thereto.

AND FURTHER ORDERED that in accordance with the provisions of said c. 79, as amended, awards are made by the Boston Redevelopment Authority for damages sustained by the owner or owners and all other persons, including all mortgagees of record, having any and all interest in each parcel described in ANNEX A and entitled to any damages by reason of the taking hereby made. The Boston Redevelopment Authority reserves the right to amend the award at any time prior to the payment thereof by reason of a change in ownership or value of said property before the right to damages therefor has become vested or for other good cause shown. The awards hereby made are set forth in ANNEX B, which ANNEX B is not to be recorded in the Registry of Deeds with the Order of Taking.

AND FURTHER ORDERED that the Secretary of the Boston Redevelopment Authority cause this instrument of Taking to be recorded in the Suffolk County Registry of Deeds.

IN WITNESS WHEREOF, we, the following members of the Boston Redevelopment Authority have caused the corporate seal of the Authority to be hereto affixed and these presents to be signed in the name and behalf of the Boston Redevelopment Authority.

JUN 25 1981

BOSTON REDEVELOPMENT AUTHORITY

By:

James R. Flaherty
William M. Murphy
Clarence J. Jones

ATTEST:

Karee Summian
Secretary of the Boston Redevelopment Authority

Approved as to Form:

Ralph A. Cahill
Assistant General Counsel

ANNEX A

BOSTON REDEVELOPMENT AUTHORITY

SOUTH END URBAN RENEWAL AREA

TAKING AREA DESCRIPTION

The following parcel of land is taken by this Order of Taking:

Boston Redevelopment Authority Parcel 51a, containing approximately 22,522 square feet, as shown on a plan entitled, "Boston Redevelopment Authority, South End Urban Renewal Area, Project Mass. R-56, dated July, 1981," prepared by C. E. Maguire, Inc., Waltham, Mass, ~~which plan is recorded herewith.~~ Parcel 51a is bounded and described as follows:

Beginning at a point on the Southeasterly sideline of Albany Street as defined by the Massachusetts Department of Public Works, said point being two courses and distances from the point of intersection of the Southwesterly sideline of Malden Street and the Northwesterly sideline of Albany Street, S44°-03'-42"E seventy-nine and ninety-nine hundredths (79.99) feet and N45°-56'-18"E one hundred sixty-eight and fifty-four hundredths (168.54) feet, said beginning point also being the Westerly corner of land now or formerly of Sydney and Lawrence Fruman;

thence running S66°-30'-31"E by land now or formerly of said Sydney and Lawrence Fruman two hundred thirteen and thirty-seven hundredths (213.37) feet to a point;

thence turning and running S23°-08'-23"W by land now or formerly of the Boston Redevelopment Authority one hundred and no hundredths (100.00) feet to a point;

thence turning and running N66°-30'-31"W one hundred ninety-eight and fifty-six hundredths (198.56) feet to a point on the Northeasterly sideline of Proposed Albany Street Frontage Road;

thence turning and running N44°-03'-42"W on said Northeasterly sideline of Proposed Albany Street Frontage Road twelve and forty-four hundredths (12.44) feet to a point;

thence running by a curve to the right of forty and no hundredths (40.00) feet radius still by land now or formerly of said Boston Redevelopment Authority sixty-two and eighty-three hundredths (62.83) feet joining said Northeasterly sideline of Proposed Albany Street Frontage Road and the Southeasterly sideline of Albany Street as defined by the Massachusetts Department of Public Works;

thence running N45°-56'-18"E by said Southeasterly sideline of Albany Street forty-six and fifty-four hundredths (46.54) feet to the point of beginning.

Containing an area of twenty-two thousand five hundred twenty-two (22,522) square feet, more or less.

Meaning and intending to convey, and hereby conveying all that land shown as Parcel 51a on said plan by C.E. Maguire, Inc., containing an area of twenty-two thousand, five hundred twenty-two (22,522) square feet, more or less.

The owner of the parcel of land hereby taken is unknown.

ANNEX B

BOSTON REDEVELOPMENT AUTHORITY

SOUTH END URBAN RENEWAL AREA

AWARD OF DAMAGES

No awards are made with this Order of Taking.